

5445. Adulteration of tomato sauce. U. S. * * * v. William H. Valliant (W. H. Valliant & Bro.). Plea of nolo contendere. Fine, \$35. (F. & D. No. 8067. I. S. No. 1818-m.)

On March 16, 1917, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against William H. Valliant, doing business as W. H. Valliant & Bro., Bellevue, Md., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about October 4, 1916, from the State of Maryland into the State of New York, of a quantity of an article labeled in part: "Tomato Sauce Serto Brand," which was adulterated.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the product was made from decomposed tomatoes.

Adulteration of the article was alleged in the information for the reason that it consisted in part of a filthy, decomposed, and putrid vegetable substance.

On March 16, 1917, the defendant entered a plea of nolo contendere to the information, and the court imposed a fine of \$35.

CARL VROOMAN, *Acting Secretary of Agriculture.*